

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-01356-RC**

JUDICIAL WATCH, INC. v. U.S. DEPARTMENT OF JUSTICE  
Assigned to: Judge Rudolph Contreras  
Cause: 05:552 Freedom of Information Act

Date Filed: 06/07/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****JUDICIAL WATCH, INC.**

represented by **James F. Peterson**  
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**ATTORNEY TO BE NOTICED**

V.

**Defendant****U.S. DEPARTMENT OF JUSTICE**

represented by **Andrew Marshall Bernie**  
U.S. DEPARTMENT OF JUSTICE  
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**ATTORNEY TO BE NOTICED**

**Elisabeth Layton**  
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**TERMINATED: 04/15/2019**  
**LEAD ATTORNEY**

Date Filed	#	Docket Text
06/07/2018	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF JUSTICE ( Filing fee \$ 400 receipt number 0090-5522079) filed by JUDICIAL WATCH, INC.. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons US Attorney for the District of Columbia, # <u>3</u> Summons US Attorney General, # <u>4</u> Summons US Department of Justice)(Peterson, James) (Entered: 06/07/2018)
06/07/2018	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by JUDICIAL WATCH, INC. (Peterson, James) (Entered: 06/07/2018)
06/07/2018		Case Assigned to Judge Rudolph Contreras. (zmd) (Entered: 06/08/2018)

06/11/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent) (zmd) (Entered: 06/11/2018)
06/26/2018	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 6/18/2018. ( Answer due for ALL FEDERAL DEFENDANTS by 7/18/2018.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 06/18/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF JUSTICE served on 6/18/2018 (Attachments: # <u>1</u> Declaration of Cristina Rotaru)(Peterson, James) (Entered: 06/26/2018)
07/18/2018	<u>5</u>	ANSWER to Complaint by U.S. DEPARTMENT OF JUSTICE.(Layton, Elisabeth) (Entered: 07/18/2018)
07/18/2018		MINUTE ORDER: It is hereby ORDERED that the parties shall meet and confer and submit a proposed briefing schedule on or before August 1, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on July 18, 2018. (lcrc3) (Entered: 07/18/2018)
07/18/2018		Set/Reset Deadlines: Proposed Briefing Schedule due by 8/1/2018 (tj) (Entered: 07/18/2018)
08/01/2018	<u>6</u>	Joint STATUS REPORT <i>And Proposed Schedule</i> by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Layton, Elisabeth) (Entered: 08/01/2018)
08/01/2018		MINUTE ORDER: Upon consideration of <u>6</u> the parties' Joint Status Report, it is hereby ORDERED that on or before October 1, 2018, the parties shall submit a joint status report and a proposed schedule governing production of responsive, non-exempt records subject to FOIA. The proposed schedule shall include the estimated date by which production will be completed. The proposed schedule shall also include a date by which the parties shall either propose a schedule for briefing dispositive motions or inform the Court that such a briefing schedule is not necessary. SO ORDERED. Signed by Judge Rudolph Contreras on August 1, 2018. (lcrc3) (Entered: 08/01/2018)
08/03/2018		Set/Reset Deadlines: Joint Status Report due by 10/1/2018 (hs) (Entered: 08/03/2018)
10/01/2018	<u>7</u>	Joint MOTION for Extension of Time to <i>Submit Joint Status Report and Proposed Schedule</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Layton, Elisabeth) (Entered: 10/01/2018)
10/01/2018	<u>8</u>	NOTICE of Change of Address by Elisabeth Layton (Layton, Elisabeth) (Entered: 10/01/2018)
10/02/2018		MINUTE ORDER granting <u>7</u> the parties' Joint Motion for Extension of Time. On or before October 5, 2018, the parties shall submit a joint status report and a proposed schedule governing the Defendant's production of responsive, non-exempt records. SO ORDERED. Signed by Judge Rudolph Contreras on October 2, 2018. (lcrc3) (Entered: 10/02/2018)
10/05/2018	<u>9</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Layton, Elisabeth) (Entered: 10/05/2018)
10/08/2018		MINUTE ORDER: Upon consideration of <u>9</u> the parties' Joint Status Report, it is hereby ORDERED that the following schedule shall govern further proceedings: On or before April 2, 2019, Defendant shall complete production of any responsive, non-exempt calendar entries subject to FOIA; and on or before June 4, 2019, the parties shall confer and submit to the Court a joint status report and proposed schedule for any further production, if appropriate, and for a dispositive motion briefing schedule, if appropriate. SO ORDERED. Signed by Judge Rudolph Contreras on October 8, 2018. (lcrc3) (Entered: 10/08/2018)
04/02/2019	<u>10</u>	Consent MOTION to Amend/Correct <i>Schedule</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Layton, Elisabeth) (Entered: 04/02/2019)

04/03/2019		MINUTE ORDER granting <u>10</u> Defendant's Consent Motion to Amend Schedule. It is hereby ORDERED that the following schedule shall govern further proceedings: On or before April 16, 2019, Defendant shall complete production of any responsive, non-exempt calendar entries subject to FOIA; and on or before June 18, 2019, the parties shall confer and submit to the Court a joint status report that includes a proposed schedule for any further production, if appropriate, and a proposed dispositive motion briefing schedule, if appropriate. SO ORDERED. Signed by Judge Rudolph Contreras on April 3, 2019. (lcrc3) (Entered: 04/03/2019)
04/11/2019		Set/Reset Deadlines: Production of Docs due by 4/16/2019. Status Report due by 6/18/2019. (tj) (Entered: 04/11/2019)
04/15/2019	<u>11</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Andrew Marshall Bernie on behalf of U.S. DEPARTMENT OF JUSTICE Substituting for attorney Elisabeth Layton (Bernie, Andrew) (Entered: 04/15/2019)
04/15/2019	<u>12</u>	Unopposed MOTION to Amend/Correct <i>Schedule</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Bernie, Andrew) (Entered: 04/15/2019)
04/16/2019		MINUTE ORDER granting <u>12</u> Defendant's Unopposed Motion to Amend Schedule. It is hereby ORDERED that the following schedule shall govern further proceedings in this case: On or before May 7, 2019, Defendant shall complete production of any responsive, non-exempt calendar entries subject to FOIA; and on or before July 9, 2019, the parties shall confer and submit to the Court a joint status report that includes a proposed schedule for any further production, if appropriate, and a proposed dispositive motion briefing schedule, if appropriate. SO ORDERED. Signed by Judge Rudolph Contreras on April 16, 2019. (lcrc3) (Entered: 04/16/2019)
04/17/2019		Set/Reset Deadlines: Defendant shall complete production of any responsive, non-exempt calendar entries by 5/7/2019. Status Report due by 7/9/2019. (tj) (Entered: 04/17/2019)
07/09/2019	<u>13</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Bernie, Andrew) (Entered: 07/09/2019)
07/09/2019		MINUTE ORDER: Upon consideration of <u>13</u> the parties' Joint Status Report, it is hereby ORDERED that the following briefing schedule shall govern further proceedings: Defendant shall file its motion for summary judgment by September 9, 2019; Plaintiff shall file its opposition and cross-motion for summary judgment by October 11, 2019; Defendant shall file its reply in support of its motion for summary judgment and its opposition to Plaintiff's cross-motion for summary judgment by November 1, 2019; and Plaintiff shall file its reply in support of its cross-motion for summary judgment by November 15, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on July 9, 2019. (lcrc3) (Entered: 07/09/2019)
08/28/2019	<u>14</u>	Consent MOTION for Extension of Time to <i>File Motion for Summary Judgment and For Amendment of Briefing Schedule</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Bernie, Andrew) (Entered: 08/28/2019)
08/29/2019		MINUTE ORDER granting <u>14</u> Defendant's Consent Motion for Extension of Time. It is hereby ORDERED that the following briefing schedule shall govern further proceedings: Defendant shall file its motion for summary judgment by October 7, 2019; Plaintiff shall file its opposition and cross-motion for summary judgment by November 8, 2019; Defendant shall file its reply in support of its motion for summary judgment and its opposition to Plaintiff's cross-motion for summary judgment by November 22, 2019; and Plaintiff shall file its reply in support of its cross-motion for summary judgment by December 6, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on August 29, 2019. (lcrc3) (Entered: 08/29/2019)
08/30/2019		Set/Reset Deadlines: Cross Motions due by 11/8/2019. Response to Cross Motions due by 11/22/2019. Reply to Cross Motions due by 12/6/2019. Summary Judgment motions due by 10/7/2019. Response to Motion for Summary Judgment due by 11/8/2019. Reply to Motion for Summary Judgment due by 11/22/2019. (tj) (Entered: 08/30/2019)
10/08/2019	<u>15</u>	MOTION for Extension of Time to <i>File Motion for Summary Judgment (Nunc Pro Tunc)</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed

	Order, # <u>2</u> Motion for Summary Judgment, Statement of Facts, Memorandum in Support, # <u>3</u> Declaration of Vanessa Brinkmann, # <u>4</u> Exhibit Exhibits to Declaration of Vanessa Brinkmann, # <u>5</u> Declaration of David Hardy, # <u>6</u> Declaration of John Cunningham, # <u>7</u> Exhibit Exhibit 1 to Cunningham Declaration, # <u>8</u> Exhibit Exhibit 2 to Cunningham Declaration (Part 1), # <u>9</u> Exhibit Exhibit 2 to Cunningham Declaration (Part 2), # <u>10</u> Text of Proposed Order)(Bernie, Andrew) (Entered: 10/08/2019)
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